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|--|-----------------------|-------------------------------------|
| U.S. APPLICATION NUMBER NO.  | FIRST NAMED APPLICANT | ATTY. DOCKET NO.                    |
| 10/532,432   | Gregory D Plowman     | EX03-078C-US                        |
|  |                       | INTERNATIONAL APPLICATION NO.       |
|  |                       | PCT/US03/33489                      |
| 23500<br>PATENT DEPT<br>EXELIXIS, INC.<br>170 HARBOR WAY<br>P.O. BOX 511<br>SOUTH SAN FRANCISCO, CA 94083-0511 |                       | I.A. FILING DATE      PRIORITY DATE |
|  |                       | 10/22/2003      10/23/2002          |
| <b>CONFIRMATION NO. 4479</b><br><b>371 FORMALITIES LETTER</b>  |                       |                                     |
|  |                       |                                     |
| *OC000000018152700*  |                       |                                     |

Date Mailed: 03/01/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/22/2005
- Copy of the International Search Report filed on 04/22/2005
- Copy of IPE Report filed on 04/22/2005
- Information Disclosure Statements filed on 08/08/2005
- Biochemical Sequence Diskette filed on 04/22/2005
- Oath or Declaration filed on 04/22/2005
- Biochemical Sequence Listing filed on 04/22/2005
- Request for Immediate Examination filed on 04/22/2005
- U.S. Basic National Fees filed on 04/22/2005
- Priority Documents filed on 04/22/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - The declaration is not executed. The 7th inventor, Ulrike Langheinrich, does not list a citizenship.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

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Telephone: (703) 308-9140 EXT 211

**PART 2 - OFFICE COPY**

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FORM PCT/DO/EO/905 (371 Formalities Notice)